

**MINUTES OF THE REGULAR MEETING
OF THE PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF BARRINGTON
Monday, April 26, 2004**

CALL TO ORDER

The Regular Meeting of the President and Board of Trustees was called to order by President Reagle at 8:10 p.m., in the Village Board Room, 200 South Hough Street, Barrington, Illinois. Reverend Robert Moll of St. Matthews Lutheran Church led the pledge of allegiance and then gave the invocation.

ROLL CALL

Upon roll being called the following answered present: Trustees Karen Darch, Jack Schaefer, Beth Raseman, Jeanne Yeagley, Paul Hunt, Jim Daluga; President Marshall Reagle. Also present were: Village Clerk Ron Koppelman, Director of Administrative Services Denise Pieroni, and Village Attorney Ed Springer.

READING OF AGENDA

President Reagle read the agenda. No additions, corrections or deletions were made to the Agenda.

APPROVAL OF MINUTES

MOTION: A motion was duly made by Trustee Yeagley and seconded by Trustee Darch to approve the minutes of the April 12, 2004, Regular Meeting of the Corporate Authorities as presented.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed and the minutes approved.

PERSONS TO BE HEARD FROM THE FLOOR – CITIZEN'S REGISTRATION/COMMENTS

President Reagle opened the floor to those wishing to address the Corporate Authorities.

Bruce Kramer of 158 Ela Rd announced the theme of the July 4th Parade as A Salute to Men and Women in Uniform and asked for volunteers and donations to support the parade which will be held on July 3rd at 10a.m.

Dave Nelson of 210 E Liberty St updated the Board on events surrounding Our Town Barrington Volunteers and announced the launch of a website at www.OurTownBarrington.org. Mr. Nelson went on to add that Cruise Nights would be held weekly on Thursday nights between June 3rd and September 2nd.

Joe Connelly of 263 Timber Ridge presented a position statement from the Board of Directors of the Barrington Area Chamber of Commerce on Cook Street Plaza expressing continued support of the project and asked the Board to consider temporary parking during the construction of the project. Also in attendance representing the Chamber was its president Janet Meyer.

Bill Hartman of 1200 S Hough St commented on the setback along major roadways and urged the Board not to approve any project that would encroach into these setbacks. Mr. Hartman then commented on his position relative to Tax Increment Financing or TIF district and the Cook St Plaza project.

REPORTS OF VILLAGE OFFICIALS

VILLAGE PRESIDENT'S REPORT

President Reagle read the three following listed proclamations:

- a. Arbor Day
- b. Municipal Clerks Week
- c. Older Americans Month

President Reagle commented on his recent visit to Springfield and reported on his attendance at Subcommittee meetings at which water management and split lots for residents on county borders were discussed. President Reagle read from a statement regarding the Tax Increment Finance or TIF district and commented that he does not believe that Barrington needs a TIF district.

STAFF REPORTS

- a. Paul Evans, Assistant Director of Planning, made a presentation on the Façade and Business Assistance Grant Programs and the recommendations of the Selection Committee relative to grant awards. He provided an overview of the programs including the funding of the programs as well as eligibility criteria. Mr. Evans reviewed pictures of the various projects which were considered for funding.
- b. Denise Pieroni announced the need for a Committee of the Whole meeting to review candidates for appointment to various Village Boards.

VILLAGE CLERK'S REPORT

Village Clerk Ron Koppelman had no report but thanked the Board for its recognition of Municipal Clerks Week.

COMMITTEE REPORTS

ADMINISTRATIVE SERVICES/FINANCE COMMITTEE

Trustee Darch reported that the Committee did not meet prior to the meeting, but that they would be meeting on May 10th.

PLANNING & ZONING & ECONOMIC DEVELOPMENT COMMITTEE

Trustee Yeagley had no report.

PUBLIC SAFETY COMMITTEE

Trustee Hunt had no report.

PUBLIC WORKS COMMITTEE

Trustee Schaefer reported that the Committee met just before the Board meeting. He stated that the Committee had discussed the status of the refuse and recycling contract. Trustee Schaefer urged residents to call him regarding their evaluation of the services provided to the Village by the current refuse and recycling contractor. Trustee Schaefer commented on the temporary closure of Elm Road (Jewel Park Subdivision) at its intersection with Lake Zurich Road, noting that the temporary closure would allow both the Village and neighborhood the opportunity to evaluate the effects of the closure. Trustee Schaefer advised the Board of the status of the Flint Creek project, noting that several of the property owners had not yet agreed to participate. Trustee Schaefer went on to add that new ADA requirements would be impacting the type of material used in the future in conjunction with the construction of handicapped accessible curb cuts.

CONSENT AGENDA Pursuant to 65 ILCS 5/3.1-40-40, a single roll call vote of the Village Board of Trustees and the President on a group of ordinances, resolutions, orders, and/or motions.

Trustee Yeagley asked that Items 5k thru 5o be removed for separate consideration.

MOTION: A motion was duly made by Trustee Schaefer and seconded by Trustee Raseman to approve taking a single roll call vote to adopt and create a Consent Agenda, consisting of Items 5a, 5b, 5c, 5d, 5e, 5f, 5g, 5h, 5i, and 5j.

For the benefit of the public, President Reagle listed the following items to be included on the Consent Agenda.

- 5a. MOTION TO RECEIVE AND PLACE ON FILE** a Recommendation from the Architectural Review Commission Regarding ARC 03-28; a Certificate of Approval for Marquardt of Barrington (1421 South Barrington Road)
- 5b. MOTION TO RECEIVE AND PLACE ON FILE** a Recommendation from the Plan Commission Regarding PC 03-08; a Special Use/ Planned Development for Marquardt of Barrington (1421 South Barrington Road)
- 5c. MOTION TO RECEIVE AND PLACE ON FILE** a Recommendation from the Plan Commission Regarding PC 03-06; a Special Use for Cook Street Plaza Special Use Amendment
- 5d. MOTION TO RECEIVE AND PLACE ON FILE** a Recommendation from the Architectural Review Commission Regarding ARC 01-20; Cook Street Plaza Certificate of Approval
- 5e. MOTION:** To extend consideration of PC 02-05: Wamberg Family Limited Partnership – 700 West Main Street (Annexation/ Disconnection, Rezoning, Special Use/ Planned Development, Proposed Intergovernmental Agreement) to May 31, 2004
- 5f. RESOLUTION #04-2992:** Approving Recapture Agreement (Hillside Farms)
- 5g. RESOLUTION #04-2993:** Authorizing and Approving an Assumption and Assignment Agreement (Hillside Farms)
- 5h. MOTION:** Authorization to proceed with the hiring of regular Crossing Guards at any time that the total number of Regular Crossing Guards is less than 9 and to proceed with the hiring of Substitute Crossing Guards at any time that the total number of Substitute Guards is less than 3. The hiring of both Regular and Substitute Crossing Guards shall be based on the following parameters: meets the qualifications established for and demonstrates ability to perform the essential duties and responsibilities of the position and the payment of the applicable Hourly Rate established in the Budget which for the period of May 1, 2004 through April 30, 2005 is \$13.65.
- 5i. ORDINANCE #04-3144:** Authorizing the Sale of Personal Property Owned by the Village of Barrington
- 5j. RESOLUTION #04-2994:** Approving the Establishment and Operation of a Barrington Farmers Market in the Southeast Quadrant of the Village Center, Village of Barrington, Cook and Lake Counties, Illinois

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye; President Reagle, aye. President Reagle declared the motion to take a single roll call vote to adopt and create the Consent Agenda passed unanimously.

MOTION: A motion was duly made by Trustee Daluga and seconded by Trustee Darch to approve the Consent Agenda consisting of Items 5a, 5b, 5c, 5d, 5e, 5f, 5g, 5h, 5i, and 5j.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye; President Reagle, aye. President Reagle declared the motion passed.

FURTHER CONSIDERATION OF ITEMS PRESENTED ON THE CONSENT AGENDA

Trustee Yeagley stated that she asked that these items be removed from the consent agenda in order for her to express her support for the use of TIF to fund façade and business assistance grant programs.

- 5k. RESOLUTION #04-2995:** Authorizing up to \$1,000 in a Façade Improvement Grant to Rodica Nelson for Shabby Chic Décor – 108 North Hough Street

MOTION: A motion was duly made by Trustee Hunt and seconded by Trustee Yeagley to pass, as presented, the Resolution listed as Item 5k on the agenda.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

5l. RESOLUTION #04-2996: Authorizing up to \$7,500 in a Façade Improvement Grant to Glen Egeland for Barrington Flower Shop – 201 South Cook Street

MOTION: A motion was duly made by Trustee Daluga and seconded by Trustee Schaefer to pass, as presented, the Resolution listed as Item 5l on the Agenda.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

5m. RESOLUTION #04-2997: Authorizing up to \$10,000 in a Façade Improvement Grant to Kelleher & Buckley, LLC for the Cherished Home – 120 Applebee

MOTION: A motion was duly made by Trustee Schaefer and seconded by Trustee Raseman to pass, as presented, the Resolution listed as Item 5m on the Agenda.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

5n. RESOLUTION #04-2998: Authorizing up to \$10,000 in a Façade Improvement Grant to Phillips Men's Wear, Inc. – 205 East Park Avenue

MOTION: A motion was duly made by Trustee Schaefer and seconded by Trustee Raseman to pass, as presented, the Resolution listed as Item 5n on the Agenda.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

5o. RESOLUTION #04-2999: Authorizing up to \$25,000 in a Business Assistance Grant to Phillips Men's Wear, Inc. – 205 E. Park Avenue

MOTION: A motion was duly made by Trustee Schaefer and seconded by Trustee Hunt to pass, as presented, the Resolution listed as Item 5o on the Agenda.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

NEW BUSINESS

6a. ORDINANCE #04- : Text Amendment to Zoning Ordinance (Fee-in-Lieu of Parking)

Consideration of the Item listed as 6a on the Agenda deferred to the Regular Meeting of the Corporate Authorities on May 10th.

6b. ORDINANCE #04-3145: PC 03-08: A Special Use for a Business Planned Development by Marquardt of Barrington, Inc. for Vehicle Sales and Service on the Property at 1421 South Barrington Road

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Daluga to pass, as presented, the Ordinance listed as Item 6b on the Agenda.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

6c. RESOLUTION #04-3000: ARC 03-28; Marquardt of Barrington, 1421 South Barrington Road (Certificate of Approval)

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Hunt to pass, as presented, the Resolution listed as Item 6c on the agenda.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye, President Reagle, aye. President Reagle declared the motion passed.

The Board commented on the balance they are seeking between the reality currently faced by car dealers and the precedents that have been set elsewhere in approving encroachments on the setbacks generally required in the Village. The Board expressed their concern that not approving the Resolution might mean the loss of business.

6d. ORDINANCE #04-3146: Cook Street Plaza Approval of Amended and Restated Redevelopment Agreement

Mark Gershon of the legal firm Piper and Rudnick presented to the Board information on the current and proposed subdivision of land associated with the Cook St Plaza, noting that a vertical subdivision was being proposed. Mr. Gershon went on to cover several actions that would be necessary to close the project and complete the transaction as well as an overview of the changes that are proposed in the Amended Agreement.

The Board raised questions on the hours of operation for the public parking lot and Ms. Pieroni commented that the parking lot would subject to the same restrictions as the Village's other shopper parking lots. The Board commended the parties involved for clearly presenting the document that was being presented for Board consideration

Peter Martin of Pepper Construction commented on the duration of the roadwork.

The Board commented on the improvements in the plan such as the increased number of parking spaces. Other comments related to the use of TIF funds in conjunction with this project and the status of leases with retail establishments. The Board commented that the project has been well planned and that work has continued even while the actual groundbreaking has been delayed. The Board went on to comment on the use of TIF funds to allow for the appropriate type of development such as Cook St Plaza for Barrington and to help investors find the appropriate cost / benefit ratio to promote investment. The Board commended those parties that developed a vision for Cook Street Plaza and stood by their vision even while the project has been criticized.

MOTION: A motion was duly made by Trustee Hunt and seconded by Trustee Darch to pass, as presented, the Ordinance listed as Item 6d on the agenda.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, nay; Trustee Hunt, aye; Trustee Daluga, aye, President Reagle, nay. President Reagle declared the motion passed.

6e. ORDINANCE #04-3147: PC 03-06; Cook Street Plaza, Northwest Corner of Cook Street and Station Street (Amendment to Planned Development)

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Yeagley to pass, as presented, the Ordinance listed as Item 6e on the agenda.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

6f. RESOLUTION #04-3001: ARC 01-20; Cook Street Plaza, Northwest Corner of Cook Street and Station Street (Certificate of Approval)

MOTION: A motion was duly made by Trustee Daluga and seconded by Trustee Darch to pass, as presented, the Resolution listed as Item 6f on the agenda.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

6g. ORDINANCE #04-3148: Amending the Village of Barrington Village Code Re: Amending Chapter 15, "Going Out of Business Sales", of Title 3 of the Barrington Village Code

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Hunt to pass, as presented, the Ordinance listed as Item 6g on the agenda.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

6e. Mr. Wallace advised the Corporate Authorities that the Petitioner had three minor amendments to the proposed Ordinance but the matter was considered before the Petitioner had an opportunity to present them. Accordingly, Mr. Wallace suggested that the Corporate Authorities reconsider the matter so that the Petitioner's proposals could be considered.

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Schaefer to reconsider the vote upon which the Ordinance listed as Item 6e on the Agenda was passed.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

Discussion was then held on the merits of having a full time maintenance person on site versus other options such as contract services. A concern relative to the timing of the proposed changes was also noted.

President Reagle declared a brief recess at 10:40pm. The Board reconvened at 10:50pm and President Reagle noted for the record that all Trustees and the Village President who were present prior to the commencement of recess were still present.

At this time, President Reagle declared that the Board would consider the Motion to go into Closed Session to consider matters regarding Personnel (5ILCS 120/2 (c) (1)).

CLOSED SESSION (This session shall be closed to the general public and media. Items discussed in Closed Session may be acted upon in open session following the completion of the Closed Session).

CONSIDERATION RE: Motion to Adjourn to Closed Session.

MOTION: Trustee Schaefer moved, seconded by Trustee Hunt, that the Corporate Authorities adjourn to Closed Session for the purpose of the consideration of appointment, employment, compensation, discipline performance, or dismissal of specific employees of the public body, including hearing testimony on a complaint lodged against an employee to determine its validity, pursuant to Chapter 5 ILCS 120/2(c)(1).

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed unanimously.

The time was 11:00 p.m.

RESUMPTION OF PUBLIC PORTION OF MEETING

The public portion of the meeting resumed at 11:58 p.m., Monday, April 26, 2004.

It was noted for the record that all Trustees and the Village President who were present prior to the commencement of the closed session were still present.

Mark Gershon commented on the procedure to consider amendments to the Ordinance listed as item 6e on the Agenda.

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Daluga to pass, the Ordinance listed as Item 6e on the Agenda.

MOTION TO AMEND: A motion was duly made by Trustee Schaefer and seconded by Trustee Hunt to amend the Ordinance listed as Item 6e on the Agenda to include the Petitioner's three amendments as set forth on the instrument titled "Petitioner-Recommended Amendment to Cook Street Plaza Special Use and Planned Development Ordinance" a copy of which was delivered to each member of the Corporate Authorities at the dais.

ROLL CALL ON MOTION TO AMEND ITEM 6E: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, nay; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion to amend passed.

ROLL CALL ON MOTION TO APPROVE ITEM 6E AS AMENDED: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, nay; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

PAYMENT OF BILLS:

WARRANTS' LIST – 4/26/04 - \$97,867.96 (IPBC)

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Yeagley to approve the payment of the bills included on the voucher listing for the period ending 04/26/04 in the amount of \$97,867.96.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

WARRANTS' LIST – 4/26/04 - \$306,050.47 (GENERAL)

MOTION: A motion was duly made by Trustee Hunt and seconded by Trustee Daluga to approve the payment of the bills included on the voucher listing for the period ending 04/26/04 in the amount of \$306,050.47.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, nay; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

WARRANTS' LIST – 4/26/04 - \$6,642.31 (SEYFARTH SHAW)

MOTION: A motion was duly made by Trustee Yeagley and seconded by Trustee Hunt to approve the payment of the bills included on the voucher listing for the period ending 04/26/04 in the amount of \$6,642.31.

ROLL CALL: Trustee Darch, recused; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

WARRANTS' LIST – 4/26/04 - \$21,525.09 (COMEd)

MOTION: A motion was duly made by Trustee Raseman and seconded by Trustee Darch to approve the payment of the bills included on the voucher listing for the period ending 04/26/04 in the amount of \$21,525.09.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, recused; Trustee Daluga, aye. President Reagle declared the motion passed.

COMMENTS – “ROUND THE TABLE”

Trustee Darch thanked the volunteers of Our Town Barrington Volunteers.

Trustee Schaefer thanked Ron Koppelman, Village Clerk, for his service to the Village.

Trustee Raseman remarked about the comments that she has received from residents on the projected senior citizen development and thanked Our Town Barrington Volunteers for their work in support of the Village.

Trustee Yeagley commented on the need to judge each project considered for funding under the TIF program on its merits.

Trustee Hunt thanked the Staff for their efforts relative to the Cook Street Plaza development.

Trustee Daluga thanked the businesses that were awarded grants for investing in our community and encouraged residents to support the businesses located in Barrington.

President Reagle commented that he is not personally against those involved in the Cook Street Plaza and other TIF projects but is against the TIF structure.

ADJOURNMENT

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Yeagley to adjourn the Regular Meeting of the President and Board of Trustees.

A voice vote was then called following which President Reagle declared the motion to adjourn had been unanimously adopted and the meeting was adjourned. The time was 12:15 a.m., Tuesday, April 27, 2004.

Ron Koppelman, Village Clerk